



### Questionnaire for the country reports

1. What legislation is relevant for the protection of adults? (If applicable, differentiation between federal law or the law of individual federal states)
2. What are the types of formal measures that exist to support people with disabilities in exercising their legal capacity? (Especially private mandates or legal representatives appointed by a court/authority)
3. Who decides on the appointment of a supporter/legal representative and what are the requirements for the respective measures?
4. Who is involved in the procedure of determining the need for support in legal affairs and in what capacity?
5. How significant is the legal capacity of the adult concerned and is there a constitutive ascertainment of (lack of/limited) legal capacity?

#### Addendum:

In essence we are asking whether there is not only an assessment by the court or authority of the adult's abilities and his/her needs for support and protection when making an order on a measure of support and protection, but also a decision on the legal capacity of the adult removing or restricting the legal capacity of the adult. This may either be a separate order, or be just the (legal or de facto) consequence of an order on a measure of support and protection.

6. What are the responsibilities of a supporter /representative and what are the obligations and principles he/she must comply with?
7. What role do family members play and what are the requirements imposed on them?
8. What role do volunteers play and what are the requirements imposed on them?
9. Are there professional supporters/legal representatives and what requirements/ qualifications do they have to satisfy?
10. Who bears the costs for procedures and the supporter/legal representative?
11. How are supporters/ legal representatives supervised and what is done to ensure that the rights, the will, and the preferences of the adult concerned are respected? (cf. Art. 12 section 4 UN CRPD)



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12. Who decides on deprivation of liberty and involuntary medical measures and what requirements does this decision underlie? Is there a distinction between self-endangerment and endangerment of others?

13. Additional comments (elements of your country's system that may be of interest and are not covered above)

Organisationskomitee  
**organizing committee**

Prof. Dr. Dagmar Brosey  
Vizepräsidentin · **vice-president**

[www.wcag2016.de](http://www.wcag2016.de)

Prof. Dr. Volker Lipp  
Präsident · **president**

Karl-Heinz Zander  
Geschäftsführer · **secretary**

[orga@wcag2016.de](mailto:orga@wcag2016.de)

c/o  
Betreuungsgerichtstag e.V.  
Kurt-Schumacher-Platz 9  
D-44787 Bochum  
Deutschland · **Germany**

Bankverbindung  
**bank account**

Bank für Sozialwirtschaft Köln  
BIC: BFSWDE33XXX  
IBAN:  
DE73 3702 0500 0008 2767 01